

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

RYDELL et al.

Serial No.: 10/562,651

Filed: December 27, 2005

For: SYSTEM AND METHOD FOR
TOE ARTHROPLASTYMail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

-) Our Ref. 32355.12.8.2.1
-) Art Unit: 3738
-)
-)
-) I hereby certify that this correspondence is being:
-) deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
-) facsimile transmitted to the Patent and Trademark Office
-) hand delivered to the Patent and Trademark Office

on this 27 day of June, 2006By Marilyn E. ThompsonRESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371

This submission is filed in response to Notification of Missing Requirements Under 35 U.S.C. 371, mailed June 8, 2006, submitted herewith are:

- 1) A copy of the Notification of Missing Requirements;
- 2) Executed Declaration for Patent Application;
- 3) Power of Attorney to Prosecute Applications Before the USPTO; and
- 4) Statement Under 37 CFR 3.73(b) with copy of Assignment;

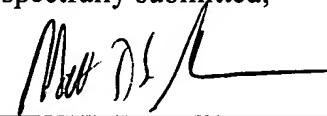
In light of the above, it is believed that the applicants have complied with all of the requirements set forth in the Notification of Missing Requirements Under 35 U.S.C. 371, mailed June 8, 2006.

Serial No.: 10/562,651

If any further information is needed to process the present application, the undersigned would welcome a telephone call at the number listed below.

Respectfully submitted,

Dated: June 27, 2006



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UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO. 10/562,651
FIRST NAMED APPLICANT Mark A. Rydell
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INTERNATIONAL APPLICATION NO. PCT/US04/20457
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JUN 12 2006

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371 FORMALITIES LETTER

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Date Mailed: 06/08/2006

Intellectual Property
Department**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/27/2005
- Copy of the International Search Report filed on 12/27/2005
- Preliminary Amendments filed on 12/27/2005
- Information Disclosure Statements filed on 12/27/2005
- Oath or Declaration filed on 12/27/2005
- Request for Immediate Examination filed on 12/27/2005
- U.S. Basic National Fees filed on 12/27/2005
- Priority Documents filed on 12/27/2005

Response due:

Docketed

*6/10/06 Missing Part
6/10/06 REB*

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/562,651	PCT/US04/20457	32355.12.8.1

FORM PCT/DO/EO/905 (371 Formalities Notice)